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ORIGINAL (Red)

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
841 Chestnut Building
Philadelphia, Pennsylvania 19107

GENERAL NOTICE LETTER

URGENT LEGAL MATTER: PROMPT REPLY NECESSARY

CERTIFIED MAIL: RETURN RECEIPT REQUESTED

Rochester Smelting & Refining
c/o Jerry Golden, President
Rochester Aluminum Smelting Corp.
26 Sherer St.
Rochester, NY 14611

MAR 1 1994

Re: Jack's Creek/Sitkin Smelting Superfund Site

Dear Mr. Golden:

This letter notifies you¹ that you may incur, or may have incurred, liability under Section 107(a) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended ("CERCLA"), 42 U.S.C. § 9607(a), with respect to the Jack's Creek/Sitkin Smelting Superfund Site ("Site"). This letter also notifies you of potential response activities at the Site, which you may be asked to perform or pay for at a later date if EPA performs them.

BACKGROUND

CERCLA, more commonly known as Superfund, was enacted in 1980, reauthorized and amended in 1986, and reauthorized again in 1990. CERCLA has several key objectives, including setting priorities for cleanup of the worst hazardous sites in the country, and determining the parties potentially responsible for investigating, cleaning up or paying the costs of cleaning up such hazardous sites. These parties are referred to as "potentially responsible parties" or "PRPs."

In June 1988, the United States Environmental Protection Agency ("EPA") proposed the Site for inclusion on the National Priorities List ("NPL"), a list of the most serious uncontrolled or abandoned sites at which releases of hazardous substances have occurred or may occur. The Site was listed on the NPL in October 1989.

¹ For the purposes of this letter, the term "you" shall refer to either an individual, a company, a partnership, a sole proprietorship, or a corporation, whichever is applicable.

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